



Meister Seelig & Fein LLP

*Ilana Haramati
Of Counsel*

Direct (646) 860-3130

Fax (646) 860-3130

ih@msf-law.com

November 30, 2020

VIA ECF

Hon. Paul A. Engelmayer
United States District Court Judge
United States Courthouse
40 Foley Square, Courtroom 1305
New York, New York 10007

Re: *United States v. David Binet, 19 Cr. 824 (PAE)*

Dear Judge Engelmayer:

We represent Defendant David Binet in the above-captioned matter. In accordance with this Court's Individual Rule of Practice in Criminal Cases 7.E.ii and Fed. R. Crim. P. 49.1(e)(1), we make this application to redact information from Mr. Binet's sentencing memorandum and exhibits addressing sensitive information related to Mr. Binet's physical and mental health. *See Under Seal v. Under Seal*, 273 F. Supp. 3d 460, 467 (S.D.N.Y. 2017) ("A party may overcome the presumption of access by demonstrating that sealing will further other substantial interests such as a third party's personal privacy interests, the public safety, or preservation of attorney-client privilege.") (citing *United States v. Aref*, 533 F.3d 72, 83 (2d Cir. 2008)). Unless the Court orders otherwise, we also are filing redacted versions by ECF of certain portions of Mr. Binet's sentencing submissions that include: (1) identification of minors; and (2) home addresses of individuals. We make these redactions pursuant to Fed. R. Crim. P. 49.1(a) and the Local ECF Rules for the Southern District of New York.

We are simultaneously submitting to the Court unredacted electronic courtesy copies of all the materials electronically filed with the Court. We are also providing unredacted copies of all of Mr. Binet's sentencing submissions to the government.

We very much appreciate the Court's consideration of this request.

Respectfully Submitted,

/s/ Ilana Haramati
Henry E. Mazurek
Ilana Haramati

GRANTED. The Clerk of Court is requested to terminate the motion at Dkt. No. 54.

12/1/2020

Counsel for Defendant David Binet

SO ORDERED.

A handwritten signature in blue ink that reads "Paul A. Engelmayer".

PAUL A. ENGELMAYER
United States District Judge